

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE PATENT EXAMINING OPERATION

James M. Zavislan

Serial No.:

09/658,736

Confirmation No: 3878

Filed:

09/11/2000

For:

SYSTEM FOR CONFOCAL IMAGING WITHIN DERMAL TISSUE

Examiner:

Ruth S. Smith

Art Unit: 3737

Atty Docket: ML-0414DIV

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

## Dear Sir:

Pursuant to 37 CFR §§1.97 and 1.98, Applicant hereby brings to the attention of the United States Patent and Trademark Office, the items listed on the attached PTO-1449 Form. A copy of the non-patent literature listed on the PTO-1449 Forms is enclosed. If any additional fees are required, please charge deposit account 50-1101.

Additionally, the Assignee of the present application owns pending U.S. Patent Application No. 10/164,681 which claims related subject matter to the present application.

Respectfully submitted,

Dated: October 28, 2004

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## Certificate of Mailing by Express Mail (37 CFR 1.10)

I certify that this Second Supplemental Information Disclosure Statement is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 28, 2004. "Express Mail" Mailing Label No. EV 325177055 US.

Tammy S. Moynihan

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|                                   |   |   |             |                                | Docket Number (Optional) ML-0414DIV |                | Application Number 09/658,736         |                                     |          |  |
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|                                   |   |   | U.S         | . PATENT                       | DOCUMENTS                           | I              | · · · · · · · · · · · · · · · · · · · |                                     |          |  |
| A PRICE                           | DOCUMENT NUMBER   |   | DATE        |                                | NAME                                | CLASS          | SUBCLASS                              | FILING<br>IF APPRO                  |          |  |
|                                   | 1   | 5,840,023   | 11/1998     | ORAEV                          | SKY ET AL.                          |                |                                       | II AITK                             | , MATE   |  |
|                                   | 2   | 5,524,636   | 06/1996     | SARVA                          | ZYAN ET AL.                         |                |                                       |                                     |          |  |
|                                   | 3   | 4,385,634   | 05/1983     | BOWE                           | N                                   |                |                                       |                                     |          |  |
|                                   | 4   | 5,606,971   | 03/1997     | SARVA                          | ZYAN                                |                |                                       |                                     |          |  |
|                                   | 5   | 6,197,575   | 03/2001     | GRIFF                          | ITH ET AL.                          |                |                                       |                                     |          |  |
|                                   | •   |   | U.S. PATENT | APPLICA                        | ATION PUBLICATIONS                  |                | •                                     |                                     |          |  |
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|                                   |   |   | OTHER D     | OCUMEN                         | TS (Including Author,               | Title, Date, I | Pertinent Pages, Et                   | c.)                                 |          |  |
|                                   | Corcuff et al., In vivo Vision of the Human Skin with the Tandem Scanning Microscope, Dermatology, Vol. 186, pp. 50-54, (1993). |   |             |                                |                                     |                |                                       |                                     |          |  |
|                                   | '   | 5   |             |                                |                                     |                |                                       |                                     |          |  |
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| O I P ENFORMATION DISCLOSURE CITATION   |     |           |                   |          |         | Applicant(s)  James M. Zavislan     |                               |                     |                               |  |  |  |
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| U.S. PATENT DOCUMENTS   |     |           |                   |          |         |                                     |                               |                     |                               |  |  |  |
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|   | 7   | 5,999,830 | 5,999,836 12/1999 |          |         | NELSON ET AL.                       |                               |                     |                               |  |  |  |
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| EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |     |           |                   |          |         |                                     |                               |                     |                               |  |  |  |

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